

Atty's Dkt: BORGESEN4A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: ) Application Division  
 Svend Erik BORGESEN ) Washington. D.C.  
 Serial No.: 10/580,649 )  
 Filing Date: November 26, 2004 ) Confirmation No. 5773  
 For: METHOD FOR SHUNTING TOXIC... ) Date: April 13, 2007

LATE SUBMISSION OF DECLARATION AND/OR TRANSLATION IN APPLICATION FILED UNDER 35 USC 371

U.S. Patent and Trademark Office  
 Customer Service Window  
 Randolph Building, Mail Stop Missing Parts  
 401 Dulany Street  
 Alexandria, VA 22314

Sir:

The present communication is in response to the "NOTIFICATION OF INSUFFICIENT FEES UNDER 35 USC 371" dated February 27, 2007.

- [XX] An executed oath or declaration in compliance with 37 C.F.R. 1.63, identifying the present application by title, PCT information, and priority information.
- [XX] Extra Claims fee (4 over 20 claims) \$100.00 (Small Entity)
- [XX] Applicant claims small entity status. See 37 CFR 1.27.
- [XX] Preliminary Amendment [XX] fees reduced due to elimination of claim multiple dependencies)
- [XX] An Information Disclosure Statement with 08A-B and 2 references is also attached.
- [XX] **Total Fees: \$100.00**
- [ ] It is hereby petitioned for an extension of time in accordance with 37 C.F.R. 1.136(a).

The appropriate fee required by 37 C.F.R. 1.17 is calculated as shown below:

Small Entity	Other Than Small Entity
Response Filed Within	Response Filed Within
[ ] First - \$ 60.00	[ ] First - \$ 120.00
[ ] Second - \$ 225.00	[ ] Second - \$ 450.00
[ ] Third - \$ 510.00	[ ] Third - \$1,020.00
[ ] Fourth - \$ 795.00	[ ] Fourth - \$1,590.00
[ ] Fifth - \$1,080.00	[ ] Fifth - \$2,160.00
Month After Time Period Set	Month After Time Period Set

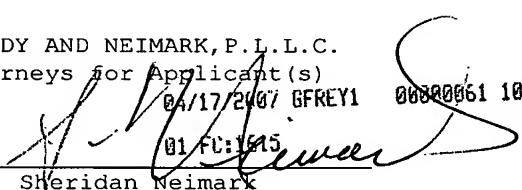
- [XX] Conditional Petition for Extension of Time:

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

- [XX] Credit Card Payment Form, PTO-2038, authorizing payment the amount of \$100.00 s. enclosed to cover the above fees.

- [XX] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR 1.16 and all patent processing fees under 37 CFR 1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR 1.18.

BROWDY AND NEIMARK, P.L.L.C.  
 Attorneys for Applicant(s)

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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/580,649	Svend Erik Borgesen	BORGESEN4A
		INTERNATIONAL APPLICATION NO.
		PCT/DK04/00827
		I.A. FILING DATE      PRIORITY DATE
		11/26/2004      11/26/2003
CONFIRMATION NO. 5773		
371 FORMALITIES LETTER		
 *OC000000022328901*		

1444  
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Date Mailed: 02/27/2007

**Notification of Insufficient Fees (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 05/25/2006
- Copy of the International Search Report filed on 05/25/2006
- Oath or Declaration filed on 05/25/2006
- Request for Immediate Examination filed on 05/25/2006
- U.S. Basic National Fees filed on 05/25/2006
- Priority Documents filed on 05/25/2006

MSP 4/27/07

DOCKETED 3/2

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of \$1630 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$1630** for a Small Entity:

- Total additional claim fee(s) for this application is **\$ 1630**
  - **\$1450** for 58 total claims over 20.
  - **\$180** for multiple dependent claim surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,**

**WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

VIRGINIA L IRBY

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Telephone: (703) 308-9140 EXT 229

**PART 1 - ATTORNEY/APPLICANT COPY**

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/580,649	PCT/DK04/00827	BORGESEN4A

FORM PCT/DO/EO/923 (371 Formalities Notice)